

IN THE HIGH COURT OF JUDICATURE FOR
RAJASTHAN
JAIPUR BENCH
S.B. Civil Writ Petition No.802/07
Manoj Kumar
Vs.
Secretary, Raj. Board of Secondary
Education, Ajmer & Anr.

12.04.2007

Hon'ble Mr. Justice Mohammad Rafiq

Shri K.K. Sharma for petitioner.
Shri S.N. Gupta, Dy. GA for State.

Heard learned counsel for the
petitioner.

The petitioner has challenged the
order dated 28.11.06 passed by the Board
of Secondary Education for Rajasthan,
Ajmer whereby his application form for
appearing in senior secondary examination
has been rejected on the ground that
according to Rule 1.7(b)(iv) he does not

fulfill the eligibility criteria for appearing in secondary examination.

According to respondent Board, a candidate for appearing in senior secondary examination has to have minimum of 33% marks in secondary examination where he has passed the secondary examination from any State Board. It has been submitted that according to the said Rule, if the Board of some other State has passed the candidate by giving him grace marks, which is more than 6 marks admissible in the State of Rajasthan, such candidate even if he has been declared pass by that Board, would not be taken as eligible for appearing in senior secondary examination.

Having perused the aforesaid Rule, I find that the Rule intends to

maintain at least a minimum standard in those who apply for appearing in the senior secondary examination in the State of Rajasthan. Even otherwise, the minimum standard of education cannot be said to be arbitrary or illegal. I do not find any merit in the writ petition.

The writ petition is dismissed with no order as to costs.

(Mohammad Rafiq), J.

Rs/-